

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JODY KRISS and MICHAEL CHU'DI EJEKAM,

Plaintiffs,

v.

No. 10-CV-3959 (LGS) (FM)

TEVFIK ARIF; FELIX SATTER (aka FELIX SATER);
SALVATORE LAURIA; JULIUS SCHWARZ; ALEX
SALOMON; JERRY WEINRICH; MEL DOGAN; ELLIOT
PISEM; BAYROCK GROUP LLC; BAYROCK OCEAN
CLUB LLC; BAYROCK MERRIMAC LLC; BAYROCK
CAMELBACK LLC; BAYROCK WHITESTONE LLC;
BAYROCK SPRING STREET LLC; SALOMON & CO.,
P.C.; ROBERTS & HOLLAND LLP; and JOHN DOES 1-
100,

Defendants.

NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the accompanying Joint Memorandum of Law, the accompanying Declarations of Maria Simonchyk and Walter Saurack and the exhibits thereto, the supplemental memoranda of law and accompanying declarations to be filed on April 29, 2016 pursuant to the Court's March 18, 2016 order (Dkt. No. 281) and all the pleadings and proceedings had herein, Defendants, by and through their undersigned attorneys, will move this Court, at the Courthouse located at 40 Foley Square, Courtroom 1106, New York, New York, on a date to be determined by the Court, for an order pursuant to Federal Rules of Civil Procedure 8(a), 9(b), 12(b)(6) and with respect to certain defendants, 4(m) and 12(b)(5), dismissing the Third Amended Complaint ("TAC") with prejudice, and for such other and further relief as this Court deems just and proper.

Dated: New York, New York
April 15, 2016

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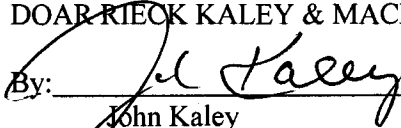
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